

1 KATHLEEN BLISS, ESQ. (NV Bar #7606)  
2 Email: kb@kathleenblisslaw.com  
3 **KATHLEEN BLISS LAW, PLLC**  
4 1070 West Horizon Ridge Parkway, Suite 202  
5 Henderson, Nevada 89012  
6 Tele: (702) 463-9074

7 **-and-**

8 PAUL S. PADDA, ESQ. (NV Bar #10417)  
9 Email: psp@paulpaddalaw.com  
10 DAVID J. STANDER, ESQ. (*Admitted PHV*)  
11 Email: dstanderlaw@gmail.com  
12 **PAUL PADDA LAW, PLLC**  
13 4560 South Decatur Blvd., Suite 300  
14 Las Vegas, Nevada 89103  
15 Tele: (702) 366-1888

16 **-and-**

17 DOUGLASS A. MITCHELL, ESQ. (NV Bar #3775)  
18 Email: dmitchell@jenner.com  
19 **JENNER & BLOCK, LLP**  
20 1099 New York Avenue, N.W., Suite 900  
21 Washington, D.C. 20001-4412  
22 Tele: (202) 639-6090

23 Attorneys for Plaintiff

24 **UNITED STATES DISTRICT COURT**  
25 **DISTRICT OF NEVADA**

26 NAVAJO HEALTH FOUNDATION – SAGE  
27 MEMORIAL HOSPITAL, INC. (doing  
28 business as “Sage Memorial Hospital”); an  
Arizona non-profit corporation,

Plaintiff,

vs.

RAZAGHI DEVELOPMENT COMPANY,  
LLC; a Nevada limited liability company  
(doing business as “Razaghi Healthcare”),  
AHMAD R. RAZAGHI; individually, TAUSIF  
HASAN; individually, DOES 1-10;

Defendants.

Case No. 2:19-cv-0329-GMN-EJY

**JOINT STIPULATION TO EXTEND  
DISCOVERY DEADLINES**

**(FIRST REQUEST)**

Pursuant to Federal Rule of Civil Procedure 6 and the Court's Local Rules of Civil Practice ("Local Rule") LR IA 6-1 and LR 26-3, the parties respectfully request that the Court approve this stipulation to extend the current discovery deadlines by 180-days. Respective counsel for the parties concur that "good cause" exists to support the requested extension. This is the parties' first request for an extension of the discovery deadlines.

**A. Discovery Completed To Date**

On July 7, 2020 the Court approved a Discovery Plan and proposed Scheduling Order. *See* ECF No. 54. The Court's Scheduling Order established a current discovery cut-off date of December 31, 2020.

Following the issuance of the Scheduling Order, the Parties propounded the following written discovery:

1. On July 8, 2020, Plaintiffs served its initial disclosures;
2. On July 10, 2020, Plaintiff served corrected initial disclosures;
3. On July 10, 2020, Plaintiff first document request on Defendant Razaghi Development Company, LLC;
4. On July 18, 2020, Defendants served their initial disclosures;
5. On July 23 and 24, 2020, Plaintiff issued third-party document subpoenas to Healthcare Appraisers, Inc.; BDO USA, LLC; and The Porter Group.
6. On July 27, 2020, Plaintiff served its second document request on Defendant Razaghi Development Company, LLC;
7. On August 20, 2020, Defendant Razaghi Development Company, LLC served its objections to Plaintiff's first document request;
8. On September 21, 2020, Defendants served their supplemental initial disclosures;
9. On October 2, 2020, Plaintiff served its third document request on Defendant Razaghi Development Company, LLC;
10. On October 7, 2020, Defendant Razaghi Development Company, LLC served its objections to Plaintiff's second document request;

1 11. On October 8, 2020, Plaintiff issued a third-party subpoena to Wells Fargo Bank,  
2 N.A.

3 The following motions are impacting the completion of discovery. Each motion has  
4 been fully brief and is pending before the Court:

- 5 1. Defendants' Rule 12(b) motion to dismiss the complaint (ECF No. 46);
- 6 2. Defendants' motion to strike portions of the complaint (ECF No. 47);
- 7 3. Defendants' motion to stay discovery (ECF No. 56);
- 8 4. Defendants' Rule 26(c) motion for a protective order concerning the third-party  
9 subpoenas to Healthcare Appraisers, BDO USA, and The Porter Group (ECF  
10 No. 72);
- 11 5. Plaintiff's motion to amend the complaint (ECF No. 76);
- 12 6. Plaintiff's motion to compel production of document responsive to its first  
13 document request (ECF No. 98).

14 **B. Discovery That Remains To Be Completed**

15 There is significant discovery that remains to be completed in this case by both sides,  
16 much of which is dependent on resolution of the pending motions identified above. Once the  
17 pending motions are resolved, the parties will be propounding additional written discovery in  
18 the form of follow-up document requests, interrogatories and requests for admissions. In  
19 addition, the parties cannot retain experts until they receive discovery and disclosure in this  
20 matter.

21 There are numerous fact witnesses in this case that will also need to be deposed. It is  
22 anticipated that those depositions will occur once the parties have fully propounded written  
23 discovery.

24 **C. Reasons Why Discovery Period Needs To Be Extended**

25 Given the relief sought in the pending motions, the current discovery period in this case  
26 needs to be extended to provide the parties with sufficient time to complete discovery after the  
27 motions have been resolved. Among other things, the parties will not be able to retain experts  
28 or properly depose fact witnesses until additional discovery has been completed and disclosures

1 have been made. Nor will the parties be able to properly determine the scope of discovery until  
 2 the pending motions are resolved.

3 The current period remaining before the expiration of discovery will not afford the  
 4 parties sufficient time to retain experts, depose all witnesses and litigate the issues pending  
 5 before the Court.

6 **D. Proposed Schedule For Completing All Remaining Discovery**

7 The parties agree to the following modification of the discovery plan, specifically  
 8 paragraph 4 of that plan, and hereby propose the following deadlines:

9 <b><u>Event</u></b>	<b><u>Current Deadlines</u></b>	<b><u>Proposed Deadlines</u></b>
10 A. Discovery Cut-Off	December 31, 2020	June 29, 2021
11 B. Amendment to Pleadings	October 2, 2020	April 30, 2021
12 C. Expert Disclosures	November 2, 2020	April 30, 2021
13 D. Rebuttal Experts	December 1, 2020	May 31, 2021
14 E. Dispositive Motions	February 1, 2021	July 29, 2021
15 F. Pre-Trial Order	March 1, 2021	August 30, 2021 <sup>1</sup>

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27 <sup>1</sup> If dispositive motions are filed, the deadline for filing the joint pretrial order will be  
 28 suspended until 30-days after decision on the dispositive motions or further court order. See LR  
 26-1(b)(5).

1 The parties respectfully request that the Court approve this proposed modification which  
2 requests a 180-day extension of the current discovery period.

3  
4 /s/ Kris Leonhardt

/s/ Paul S. Padda

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Pavneet S. Uppal, Esq.

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6 Kris Leonhardt, Esq.

Kathleen Bliss, Esq.

7 Brian L. Bradford, Esq

Paul S. Padda, Esq.

David Stander, Esq.

Douglass A. Mitchell, Esq.

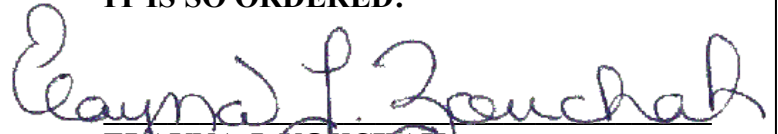
8 *Counsel for Razaghi Development Company, LLC*

*Counsel for Christi El-Meligi,  
Netrishia Dalgai and Navajo Health  
Foundation – Sage Memorial  
Hospital, Inc.*

9 Dated: October 28, 2020

Dated: October 28, 2020

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13 **IT IS SO ORDERED:**

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15 \_\_\_\_\_  
16 **ELAYNA J. YOUCHAK**  
17 **UNITED STATES MAGISTRATE JUDGE**

18 **DATED:** \_\_\_\_\_ Oct. 29, 2020  
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